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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
| 10/541,950 | 03/20/2006 | Matthias Hauser | J&J5016USPCT | 6627 |
| 27777 | 7590 | 10/29/2009 | EXAMINER | |
| PHILIP S. JOHNSON JOHNSON & JOHNSON ONE JOHNSON & JOHNSON PLAZA NEW BRUNSWICK, NJ 08933-7003 | | | ORWIG, KEVIN S | |
| ART UNIT | PAPER NUMBER | | | |
| | 1611 | | | |
| MAIL DATE | DELIVERY MODE | | | |
| 10/20/2009 | PAPER | | | |

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---|-------------|---|---------------------|
| 10541950 | 3/20/2006 | HAUSER ET AL. | J&J5016USPCT |
| EXAMINER | | | |
| PHILIP S. JOHNSON JOHNSON & JOHNSON ONE JOHNSON & JOHNSON PLAZA NEW BRUNSWICK, NJ 08933-7003 | | | Kevin S.. Orwig |
| ART UNIT | | PAPER | |
| 1611 | | 20091018 | |

DATE MAILED:

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Commissioner for Patents

1. The reply filed on Aug. 5, 2009 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The restriction requirement dated Jul. 23, 2009, at paragraph 4 (see top of p. 4), specified that "Should Group I be elected, applicants are required to specify a single wax phase component selected from those recited in claims 5-7 or part (a) of claims 9-11. Applicants are also required to select a single type of polymer from those recited in claim 14. It also requested that applicant provide any known common or trade name(s) of the elected compounds." However, applicants responded by electing the wax phase component (see p. 2 of the response). Thus, a proper election has not been made for either the wax phase component or the polymer.
2. Applicants are required to specify a single wax phase component selected from those recited in claims 5-7 or part (a) of claims 9-11; select a single type of polymer from those recited in claim 14; and provide any known common or trade name(s) of the elected compounds so that examination of the claims may commence.
3. Furthermore, it is noted that applicants have not responded to the issue of missing claim 25, which was raised by the examiner in paragraph 1 (see p. 2) of the prior Office Action. Claim 25, originally drawn to a method of manufacturing a product, was missing from the updated claim set filed Jul. 8, 2005. A new claim set should be submitted in response to this Office Action clearly setting forth the status of claim 25 per C.F.R. 1.121(c).
4. See 37 CFR 1.111. Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

KSO

/Kevin S. Orwig/
Examiner, Art Unit 1611

/David J Blanchard/
Primary Examiner, Art Unit 1643